

(a) The Legislative Auditor [annually] shall conduct a fiscal and compliance audit of the accounts and transactions of the Society FOR EACH YEAR IN WHICH THE SOCIETY RECEIVES A DISBURSEMENT FROM THE RATE STABILIZATION ACCOUNT UNDER § 19-805 OF THIS ARTICLE OTHER THAN A DISBURSEMENT MADE UNDER § 19-805(B)(3) OF THIS ARTICLE.

(B) WITHIN ONE YEAR OF THE DATE OF AN AUDIT REPORT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION, THE LEGISLATIVE AUDITOR SHALL CONDUCT A FOLLOW-UP AUDIT TO DETERMINE THE STATUS OF ANY AUDIT RECOMMENDATIONS.

[(b)](C) The Society shall pay the cost of each audit.

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 7-317(g)(1) of the State Finance and Procurement Article or any other provision of law, the Governor may, by budget amendment, transfer up to ~~\$1,000,000~~ \$2,000,000 of the funds in the Cigarette Restitution Fund established under § 7-317 of the State Finance and Procurement Article to the Department of Health and Mental Hygiene Program MQ0103 Medical Care Programs Administration, if revenues for fiscal year 2009 attained by the Cigarette Restitution Fund exceed the \$170,780,000 in total net sources of revenue noted in Appendix M of the Governor's Budget Books.

SECTION 3. AND BE IT FURTHER ENACTED, That, notwithstanding § 9-120 of the State Government Article or any other provision of law, after cumulative distributions for fiscal year 2008 to the General Fund under § 9-120(b)(1)(ii) of the State Government Article total \$497,111,000, \$13,000,000 of the remaining revenue that would otherwise be paid to the General Fund under § 9-120(b)(1)(ii) of the State Government Article shall be distributed to a special fund, to be used only as provided in this Section. The Governor may, by budget amendment, transfer up to \$13,000,000 of the money in the special fund to the Department of Health and Mental Hygiene Program MQ0103 Medical Programs Administration.

SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding § 19-310.1 of the Health - General Article or any other provision of law, the Department of Health and Mental Hygiene may use \$8,500,000 of General Funds and \$8,500,000 of Federal Funds currently allocated for nursing home reimbursements in the fiscal year 2009 budget to fund an increase in utilization of long-term care services resulting from any changes in the level of care used to determine medical assistance eligibility. On or before November 1, 2008, the Department of Health and Mental Hygiene shall submit a report to the Senate Finance Committee, the Senate Budget and Taxation Committee, the House Health and Government Operations Committee, and the House Appropriations Committee concerning the changes made in the level of care, the number of additional individuals eligible for care as a result of the changes, and the fiscal implications of the change.